

From: [New Jersey Law360](#)
To: sfulop@cnj.org
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TOP NEWS

Analysis

SEC Can't Ignore State Action On Fiduciary Rules

Several states are positioned to outlaw self-interested trades in the broker-dealer business, pressuring the U.S. Securities and Exchange Commission to raise professional standards beyond a proposal released last year that falls short of the strict fiduciary duties some policymakers want.

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NJ Pain-Drug Maker Hits Ch. 11 With \$75M Purchase Offer

New Jersey pain-drug maker Pernix Therapeutics LLC and its subsidiaries landed in Delaware bankruptcy court Monday, which the company attributed to declining revenues, with a \$75.6 million purchase offer from a hedge fund and plans to continue operations throughout the Chapter 11 proceedings.

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Developer Says Ex-Counsel Messed Up Enviro Suit

A developer has slapped its former attorney with a malpractice suit in New Jersey federal court, alleging the lawyer's failure to timely file an expert affidavit led to the dismissal of the company's underlying suit against soil-testing businesses. [Read full article »](#)

High Court Roundup: Cert. Denials; EFF To File Amicus Brief

The U.S. Supreme Court on Tuesday turned down appeals in several patent cases, including one by a Schlumberger Ltd. unit to revive its oil exploration patents that were at issue in another high court case over patent damages, while allowing the Electronic Frontier Foundation to file an amicus brief in a case asking if the government is a "person" that can challenge patents in America Invents Act reviews. [Read full article »](#)

4 Suits Target Trump's Border Emergency Declaration

The American Civil Liberties Union, environmental groups, Texas landowners and 16 states have already filed lawsuits challenging President Donald Trump's declaration of a national emergency on the U.S.-Mexico border as an unconstitutional overreach of executive authority, and more have vowed to join their ranks. Here, Law360 examines the cases being made against the administration. [Read full article »](#)

LITIGATION

Horse-Racing Bettor Seeks Sanctions In NJ Doping Suit

An Illinois bettor who claims a New Jersey horse-racing enterprise gives its racers performance-enhancing drugs has asked a federal court to impose sanctions over a veterinarian's handling of discovery requests relating to treatment of the allegedly doped animals. [Read full article »](#)

NJ Plaintiffs Seek Cert. In Chiquita Terror-Funding MDL

New Jersey plaintiffs in multidistrict litigation against Chiquita Brands International Inc. have urged a Florida federal court to certify a class of victims who they say were "brutalized" by Colombian paramilitaries that



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Kenny Nachwalter
Kirkland & Ellis
Landis Rath
LeClairRyan
Levy Konigsberg
Morris Nichols
Nelson Mullins
O'Melveny & Myers
Orrick Herrington

allegedly received more than \$1.7 million from the business, citing that financing as the common thread running through individual claims.

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Clyde & Co. Atty Describes Cancer's Shadow In J&J Talc Trial

A Clyde & Co. attorney took the stand Tuesday to deliver emotional testimony in a California trial over claims that Johnson & Johnson's baby powder contained asbestos that caused his wife's cancer, telling jurors she struggles with fears that she'll die before their two teenage daughters graduate high school. [Read full article »](#)

Investors Bancorp Deal Notice Needs Fixing, Chancery Says

A Delaware Chancery Court judge gave the directors of Investors Bancorp Inc. and a proposed class of shareholders one week to work out a fix to the language in a notice of settlement describing a deal to end litigation over \$50 million in director stock awards, or else risk undoing years of litigation.

[Read full article »](#)

Law360's Tort Report: Personal Injury & Med Mal News In Brief

A New Jersey utility's \$19.2 million settlement of a fatal gas explosion suit and medical malpractice litigation over the death of Jefferson Airplane singer Marty Balin lead Law360's Tort Report this week, an occasional feature that compiles recent personal injury and medical malpractice news items that may have flown under the radar. [Read full article »](#)

THIRD CIRCUIT

High Court Passes On Catholic Group's Pipeline Challenge

The U.S. Supreme Court said Tuesday it would not hear an appeal from a Catholic religious order looking to use the Religious Freedom Restoration Act to challenge Federal Energy Regulatory Commission approvals for a controversial gas pipeline that would cross a parcel of the group's land in rural Pennsylvania. [Read full article »](#)

Former U-Visa Holder's Son Too Old For Green Card: 3rd Circ.

The U.S. Department of Homeland Security did not violate federal law by denying a derivative green card bid filed by a woman who became a legal permanent resident after receiving a U visa, as her son "aged out" before the agency could complete its review, the Third Circuit held Tuesday.

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EXPERT ANALYSIS

Opinion

The Problem With 'Optimal' Diversity

Organizations should seek to avoid discrimination, but they should also be wary of the idea that diverse teams function better than nondiverse teams, because this reasoning lacks evidence and can lead to a slippery slope, says J.B. Heaton of J.B. Heaton Research LLC. [Read full article »](#)

LEGAL INDUSTRY

Trump Picks Ex-Kirkland Partner Rosen For Deputy AG Seat

President Donald Trump unveiled plans Tuesday to nominate former Kirkland & Ellis LLP partner and current U.S. Department of Transportation Deputy Secretary Jeffrey Rosen as the new deputy attorney general, the White House said in a release. [Read full article »](#)

Feature

How A Fellowship Could Help Move The Needle On Diversity

Five years after the creation of the OnRamp Fellowship and with calls for diversity in the legal industry only growing louder, the returnship program's success stories are adding up, offering a powerful, nontraditional model for connecting companies and firms with underrepresented groups in law.

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Pepper Hamilton
Richards Layton
Saul Ewing
Seward & Kissel
Smith Katzenstein
Squire Patton Boggs
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Petroleum Geo-Services
Royal Dutch Shell PLC
SIFMA
Schlumberger Limited
Sierra Club
Sun Pharmaceutical
UCB SA
Wells Fargo & Co.

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More Ex-LeClairRyan IP Attys Defect To Pepper Hamilton

Adding to a string of recent departures from LeClairRyan, a team of intellectual property attorneys has joined Pepper Hamilton LLP's second office in New York, the firm said Tuesday. [Read full article »](#)

Legal Services Provider Axiom Confidentially Files IPO

Alternative legal services provider Axiom Global Inc. said Tuesday it confidentially filed a draft registration statement for an initial public offering with the U.S. Securities and Exchange Commission, a move that follows the company's recent spinoff of two business units. [Read full article »](#)

Holland & Knight Snags 12-Atty Akerman Insurance Team

Akerman LLP's ex-CEO David Spector and a team of 11 other attorneys from Akerman's fraud and recovery practice group have jumped to Holland & Knight LLP, where they will continue to investigate and litigate fraud schemes on behalf of insurers and financial services companies, the firm announced Tuesday. [Read full article »](#)

Squire Patton Adds 2 Ex-Congressmen To Lobbying Wing

Major lobbying firm Squire Patton Boggs LLP said Tuesday it had landed two former high-ranking House members for its Washington, D.C., office, joining a slew of K Street law firms staffing up in the wake of record turnover in Congress. [Read full article »](#)

Interview

15 Minutes With Guardian Life's General Counsel

Eric Dinallo, general counsel for Guardian Life Insurance Co. of America Inc., didn't initially think he would end up in the insurance industry but says he loves where it's taken his career. Here, he shares how his in-house experiences differ from his law firm positions, and what he didn't know about the corporate world before his first in-house job. [Read full article »](#)

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